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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/089,452
		Filing Date	January 27, 2003
		First-Named Inventor	Christian Reiter et al.
		Group Art Unit	1645
		Examiner Name	Nita M. Minnifield
Total Number of Pages in This Submission		Attorney Docket Number	032034-2000
		Confirmation Number	9277

ENCLOSURES (*check all that apply*)

- | | | |
|---|---|--|
| <input type="checkbox"/> Fee Transmittal Form
<input type="checkbox"/> Fee Attached
<input checked="" type="checkbox"/> Amendment
<input checked="" type="checkbox"/> Preliminary
<input type="checkbox"/> After Final
<input type="checkbox"/> Affidavits/declaration(s)
<input type="checkbox"/> Extension of Time Request
<input type="checkbox"/> Express Abandonment Request
<input type="checkbox"/> Information Disclosure Statement
<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Response to Missing Parts/Incomplete Application
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers
<i>(for an Application)</i>
<input checked="" type="checkbox"/> Drawing(s)
<input type="checkbox"/> Declaration and Power of Attorney
<input type="checkbox"/> Licensing-related Papers
<input type="checkbox"/> Petition
<input type="checkbox"/> Petition to Convert to a Provisional Application
<input type="checkbox"/> Power of Attorney, Revocation
Change of Correspondence Address
<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Request for Refund
<input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Status Letter
<input type="checkbox"/> Application Data Sheet
<input type="checkbox"/> Request for Corrected Filing Receipt with Enclosures
<input type="checkbox"/> A self-addressed prepaid postcard for acknowledging receipt
<input checked="" type="checkbox"/> Other Enclosure(s) (<i>please identify below</i>):
<ol style="list-style-type: none"> 1. Notification of Loss of entitlement to Small Entity Status 2. Substitute Specification – Version with Markings to Show Changes (57 pgs) 3. Substitute Specification – Clean Copy (56 pages) |
|---|---|--|

Remarks

The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 19-2380 for the above identified docket number.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Jeffrey A Lindeman Registration No. 34,658 Nixon Peabody LLP 401 9 th Street, N.W., Suite 900 Washington, D.C. 20004-2128
Signature	
Date	September 22, 2004

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

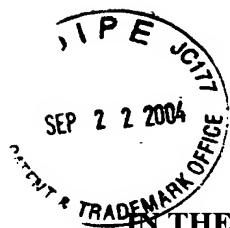
I hereby certify that this correspondence is being:

- deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
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Docket No: 032034-2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/089,452

Confirmation No. 9277

Applicant : Christian Reiter et al.

Filed : March 29, 2002

TC/A.U. : 1645

Examiner: : To be Assigned

Docket No. : 032034-2000

Customer No.: 022204

**NOTIFICATION OF LOSS OF ENTITLEMENT
TO SMALL ENTITY STATUS**

Mail Stop NO FEE AMENDMENTS
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In accordance with 37 C.F.R. 1.27, Applicant submits that it is no longer entitled to small entity status.

Respectfully submitted,



Jeffrey A. Lindeman
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Dated: 9/22/04



PATENT
ATTORNEY DOCKET NO. 032034-002000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Christian Reiter et al.) Group Art Unit: 1645
Application No.: 10/089,452) Examiner: Nita M. Minnifield
Filed: January 27, 2003)
For: IMPROVED METHOD FOR THE)
DETECTION OF ACID RESISTANT)
MICROORGANISMS IN THE STOOL)

Commissioner for Patents
220 20th Street S.
Customer Window, Mail Stop
Crystal Plaza Two, Lobby, Room 1B03
Arlington VA 22202

Sir:

PRELIMINARY AMENDMENT

Prior to examination of the subject reissue application, please amend the application as follows:

Amendments to the Specification can be found in the attached Substitute specification w/marked up versions showing changes and clean copy.

Amendments to the Claims are reflected in the listing of claims which begin on page 3 of this paper.

Amendments to the Drawings begin on page 12 of this paper and include both an attached replacement sheet and an annotated sheet showing changes.

Remarks/Arguments begin on page 13 of this paper.

An Appendix including amended drawing figures is attached following page 13 of this paper.